THE HON'BLE SRI JUSTICE P.S. NARAYANA

W.P.No.8746 of 2006

Date : 15-9-2006

Between:

Ch.V.V.Satyanarayana
S/o.Suryanarayana .. Petitioner

And

The Ramanaiahpet Gram Panchayat
Represented by its Secretary .. Respondent

THE HON'BLE SRI JUSTICE P.S. NARAYANA

W.P.No.8746 of 2006

ORDER:

Heard the Counsel.

The Writ Petition is filed for a Writ of Mandamus declaring the action of the respondent in not considering the application for approval of plan submitted by the petitioner on 2-6-2003 as illegal, arbitrary and consequently to direct the respondent to approve the plan for construction of residential house by the petitioner and to pass such other suitable orders.

It is stated that the petitioner is the owner of the property situate in plot No.14 of an extent of 267 sq. yards in S.No.251/3 of Ramanayyapeta village, Kakinada Rural Mandal, East Godavari District and the said plot was purchased by the petitioner on 17-2-2003 through a registered sale deed. It is also stated that the petitioner submitted an application on 2-6-2003 to the respondent-Gram Panchayat seeking permission for construction of a house and along with the application the petitioner submitted a plan to the respondent paying the usual charges for approval. After receiving the application the respondent-Gram Panchayat placed the same in the

meeting for approval and thereafter for reasons best known the respondent-Gram Panchayat postponed the approval of the sanctioned plan for construction of the residential house. It is also stated that As per G.O.Ms.No.67, dated 26-2-2002 if any person applies for permission for construction of building it should be considered within 15 days from the date of the application. Several other factual details also had been narrated in the affidavit filed in support of the Writ Petition.

In view of the stand taken by the writ petitioner, this Court is of the opinion that the Writ Petition be disposed of with a direction to the respondent to consider and dispose of the application of the petitioner for approval of sanctioned plan, dated 2-6-2003 in accordance with law within a period of four weeks from the date of receipt of this order.

The Writ Petition is accordingly disposed of. No costs.

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Justice P.S.Narayana

Date : 15-9-2006

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